

CLOSED

**U.S. District Court  
DISTRICT OF ARIZONA (Phoenix Division)  
CRIMINAL DOCKET FOR CASE #: 2:19-mj-08467-JZB All Defendants**

Case title: USA v. Shrout

Other court case number: 3:15-cr-00438-JO-1 District of  
Oregon

Date Filed: 11/01/2019

Date Terminated: 11/05/2019

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Assigned to: Magistrate Judge  
John Z Boyle

**Defendant (1)**

**Winston Shrout**

78952-065

*TERMINATED: 11/05/2019*

represented by **Kristin Marie Whitaker**

Federal Public Defenders Office – Phoenix

850 W Adams St., Ste. 201

Phoenix, AZ 85007

602-382-2700

Fax: 602-382-2800

Email: [kristin\\_whitaker@fd.org](mailto:kristin_whitaker@fd.org)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

*Designation: Public Defender or Community  
Defender Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level**

**(Terminated)**

None

**Complaints**

Rule 5 – Pretrial Release Violation  
(failure to surrender for service of  
sentence)

**Disposition**

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**Plaintiff**

**USA**

represented by **Abbie Broughton Marsh**

US Attorneys Office – Phoenix, AZ

2 Renaissance Square

40 N Central Ave., Ste. 1800

Phoenix, AZ 85004-4408

602-514-7500

Email: [Abbie.Broughton.Marsh@usdoj.gov](mailto:Abbie.Broughton.Marsh@usdoj.gov)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

*Designation: Assistant US Attorney*

Date Filed	#	Docket Text
11/01/2019	<u>1</u>	Arrest (Warrant issued District of Oregon) of Winston Shrout. (CIS) (Entered: 11/01/2019)
11/01/2019	<u>2</u>	<p>MINUTE ENTRY for proceedings held before Magistrate Judge John Z Boyle: Initial Appearance in Rule 5(c)(3) Proceedings as to Winston Shrout held on 11/1/2019. FINANCIAL AFFIDAVIT TAKEN. Appearance entered by Kristin Marie Whitaker on behalf of defendant for all Arizona proceedings. Identity and Detention Hearings requested.</p> <p><b>Appearances:</b> AUSA Abbie Marsh for the Government, AFPD Kristin Whitaker for defendant. Defendant is present and in custody. Identity and Detention Hearings set for 11/5/2019 at 04:00 PM in Courtroom 303, 401 West Washington Street, Phoenix, AZ 85003 before Magistrate Judge Michelle H Burns. (Recorded by COURTSMART.) Hearing held 3:40 PM to 3:45 PM. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (KGM) (Entered: 11/01/2019)</p>
11/01/2019	<u>3</u>	SEALED CJA 23 Financial Affidavit by Winston Shrout. (KGM) (Entered: 11/01/2019)
11/05/2019	<u>4</u>	<p>MINUTE ENTRY for proceedings held before Magistrate Judge Michelle H Burns: Rule 5(c)(3) Identity Hearing as to Winston Shrout held on 11/5/2019. The Court does not believe defendant is entitled to a detention hearing in this matter but will allow defense counsel to argue for release. The parties proceed as to identity only. Kathleen Neri is sworn, examined and cross-examined. Exhibits 1 and 2 are admitted. Ron Lindsey is sworn, examined and cross-examined. Exhibits 3 and 4 are admitted. Defendant is sworn, examined and cross-examined. Counsel argue to the Court. THE COURT FINDS there is probable cause to believe that this defendant is the Winston Shrout named in the warrant, and that there is probable cause to believe that an offense has been committed against the laws of the United States of America. Defendant shall remain detained and Warrant of Removal to be issued.</p> <p><b>Appearances:</b> AUSA Jacqueline Schesnol for Abbie Marsh for the Government, AFPD Kristin Whitaker for defendant. Defendant is present and in custody. (Recorded by COURTSMART.) Hearing held 3:57 pm to 4:32 pm. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MJF) (Entered: 11/07/2019)</p>
11/05/2019	<u>5</u>	EXHIBIT LIST re: Identity Hearing by USA as to Winston Shrout. (ESG) (Entered: 11/07/2019)
11/05/2019	<u>6</u>	WITNESS LIST re: Identity Hearing by USA as to Winston Shrout. (ESG) (Entered: 11/07/2019)
11/05/2019	<u>7</u>	COMMITMENT TO ANOTHER DISTRICT as to Winston Shrout. Defendant committed to District of Oregon (Portland). Signed by Magistrate Judge Michelle H. Burns on 11/5/2019. (MRH) (Entered: 11/08/2019)
11/08/2019	<u>8</u>	<p>*Notice to District of Oregon (Portland) of a Rule 5 or Rule 32 Initial Appearance as to Winston Shrout. Your case number is: 3:15-CR-00438-01-JO. Please use PACER Court Links to access the public docket and documents. Any necessary sealed or ex parte documents will be sent in a separate e-mail.</p> <p><i>(If you wish to designate a different email address for future transfers, please send your request to the national list host at <a href="mailto:InterdistrictTransfer_TXND@txnd.uscourts.gov">InterdistrictTransfer_TXND@txnd.uscourts.gov</a>.)</i> *Modified on 11/8/2019 to correct file date from 11/6/2019 to 11/8/2019. (MRH) (Entered: 11/08/2019)</p>

DOA  
11-1-19

ORD PTST2C (09/06)

United States District Court  
District of Oregon

Petition for Warrant for Defendant Under  
Pretrial Services Supervision

AZ. NO: 19-8467MJ

Name of Defendant Winston Shrout	Date March 5, 2019
Name of Judicial Officer The Honorable Robert E. Jones, Senior U.S. District Judge	Case Number 3:15CR00438 Jo
Original Offense Fictitious Obligations (13 counts); Willful Failure to File Return (6 counts)	Date Supervision Commenced March 31, 2016
Bond Conditions Imposed: <ul style="list-style-type: none"><li>The defendant shall appear at all proceedings as required and shall surrender for service of sentence imposed as directed.</li></ul>	

PETITIONING THE COURT

To issue a warrant

Nature of Noncompliance

The defendant failed to surrender for service of sentence as ordered.

U.S. Pretrial Services Officer Recommendation:

Based upon the above allegations, probable cause has been established that a violation of pretrial release has been committed. It is recommended the Court order the issuance of a Warrant and order to show cause why the defendant's pretrial release should not be revoked.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 5, 2019

  
Christina Song  
Senior U.S. Pretrial Services Officer

The Assistant U.S. Attorney has been notified and concurs with this issuance of a Warrant.

THE COURT DIRECTS:

- ☒ The Issuance of a Warrant (conditions of supervision shall remain in effect pending final adjudication)  
☐ The Issuance of a Summons (conditions of supervision shall remain in effect pending final adjudication)  
☐ Other: \_\_\_\_\_

  
Robert E. Jones, Senior U.S. District Judge

March 5, 2019  
Date

PS 8(9/03)

## UNITED STATES DISTRICT COURT

For

## DISTRICT OF OREGON

U.S.A vs. Winston Shrout

Docket No. 3:15CR00438-01 JO

TO: any United States Marshal or any other authorized officer

## WARRANT FOR ARREST OF DEFENDANT

You are hereby commanded to arrest the within-named defendant and bring him or her, forthwith, before the United States District Court to answer charges that he or she violated the conditions of his or her pretrial release imposed by the court.

NAME OF DEFENDANT	DOB	SEX	RACE	AGE
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Winston Shrout				
ADDRESS				

TO BE BROUGHT BEFORE

U.S. District Court, Portland, Oregon

MARY L. MORAN	s/J Norgate	03/05/2019
CLERK	(BY) Deputy Clerk	DATE



## RETURN

Warrant received and executed.	DATE RECEIVED	DATE EXECUTED
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EXECUTING AGENCY (NAME AND ADDRESS)

NAME	(BY)	DATE
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UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

EXHIBIT LIST --- CRIMINAL

FILED	LODGED
RECEIVED	COPY
NOV 5 2019	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY <u>M. J. Moore</u>	DEPUTY

☐ Motion to Suppress

☒ Identity Hearing

☐ Jury Trial

USA vs. Shrout, Winston

Last, First, Middle Initial

MJ-19-08467-01-PHX-JZB

Year-Case No-Deft No-Judge

☒ GOVERNMENT

☐ DEFENDANT

Exhibit No.	Date		Description
	Marked For Evidence	Admitted In Evidence	
1.	11.5.19	11.5.19	Government's Exhibit List 15-CR-00438-JO
2.	11.5.19	11.5.19	Photo
3.	11.5.19	11.5.19	USMS Photo
4.	11.5.19	11.5.19	INTERPOL Notice
5.			
6.			
7.			
8.			
9.			
10.			

FILED	LODGED
RECEIVED	COPY
NOV 5 2019	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY <u>Mjn</u>	DEPUTY

UNITED STATE DISTRICT COURT  
DISTRICT OF ARIZONA

WITNESS LIST --- CRIMINAL

☐ Motion to Suppress

☒ Identity Hearing

☐ Jury Trial

USA vs. Shrout, Winston  
Last, First, Middle Initial

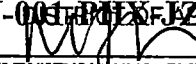
MJ-19-08467-01-PHX-JZB  
Year-Case No-Deft No-Judge

☒ GOVERNMENT

☐ DEFENDANT

	NAME	G/D	DATE SWORN	DATE APPEARED
1.	Ron Lindsay – USMS	G	11.5.2019	11.5.2019
2.	Kathleen Neri – IRS	G	11.5.2019	11.5.2019
3.				
4.				
5.				
6.				

**UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA**

<input checked="" type="checkbox"/> FILED <input type="checkbox"/> RECEIVED	<input type="checkbox"/> LODGED <input type="checkbox"/> COPY
NOV 5 2019	
CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA BY  DEPUTY	

**United States of America**

v.

**Winston Shrout**

**Case Number: 19-08467**

**Charging District's Case No.**

**3:15-CR-00438-01-JO**

**COMMITMENT TO ANOTHER DISTRICT**

The defendant has been ordered to appear in the District of Oregon, Portland division. The defendant may need an interpreter for this language: N/A.

The defendant:            will retain an attorney.

☒ is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

**IT IS ORDERED:** The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date: November 5, 2019



Michelle H. Burns  
United States Magistrate Judge

RECEIVED NOV 8 19 07  
 U.S. MARSHALS SERVICE AZ